

**ASSEMBLY BILL**

**No. 662**

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**Introduced by Assembly Member Hueso**

February 17, 2011

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An act to amend Section 13383.5 of the Water Code, relating to stormwater.

LEGISLATIVE COUNSEL'S DIGEST

AB 662, as introduced, Hueso. Stormwater.

Existing law requires the State Water Resources Control Board to develop minimum monitoring requirements for each municipality that is required to obtain a stormwater permit, and minimum standard monitoring requirements for industries that are required to obtain a stormwater permit, as specified.

This bill would make several technical, nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 13383.5 of the Water Code is amended
- 2 to read:
- 3 13383.5. (a) As used in this section, “regulated municipalities
- 4 and industries” means the municipalities and industries required
- 5 to obtain a ~~storm-water~~ *stormwater* permit under Section 402(p)
- 6 of the Clean Water Act (33 U.S.C. Sec. 1342(p)) and implementing
- 7 regulations.

(b) This section only applies to regulated municipalities that were subject to a ~~storm-water~~ *stormwater* permit on or before December 31, 2001, and to regulated industries that are subject to the General Permit for ~~Storm-Water~~ *Stormwater* Discharges Associated with Industrial Activities Excluding Construction Activities.

(c) Before January 1, 2003, the state board shall develop minimum monitoring requirements for each regulated municipality and minimum standard monitoring requirements for regulated industries. This program shall include, but is not limited to, all of the following:

(1) Standardized methods for collection of ~~storm-water~~ *stormwater* samples.

(2) Standardized methods for analysis of ~~storm-water~~ *stormwater* samples.

(3) A requirement that every sample analysis under this program be completed by a state certified laboratory or by the regulated municipality or industry in the field in accordance with the quality assurance and quality control protocols established pursuant to this section.

(4) A standardized reporting format.

(5) Standard sampling and analysis programs for quality assurance and quality control.

(6) Minimum detection limits.

(7) Annual reporting requirements for regulated municipalities and industries.

(8) For the purposes of determining constituents to be sampled for, sampling intervals, and sampling frequencies, to be included in a municipal ~~storm-water~~ *stormwater* permit monitoring program, the regional board shall consider the following information, ~~as if~~ the regional board determines *it* to be applicable:

(A) Discharge characterization monitoring data.

(B) Water quality data collected through the permit monitoring program.

(C) Applicable water quality data collected, analyzed, and reported by federal, state, and local agencies, and other public and private entities.

(D) Any applicable listing under Section 303(d) of the Clean Water Act (33 U.S.C. Sec. 1313).

1 (E) Applicable water quality objectives and criteria established  
2 in accordance with the regional board basin plans, statewide plans,  
3 and federal regulations.

4 (F) Reports and studies regarding source contribution of  
5 pollutants in runoff not based on direct water quality measurements.

6 (d) The requirements prescribed pursuant to this section shall  
7 be included in all ~~storm-water~~ *stormwater* permits for regulated  
8 municipalities and industries that are reissued following  
9 development of the requirements described in subdivision (c).

10 Those permits shall include these provisions on or before July 1,  
11 2008. In a year in which the Legislature appropriates sufficient  
12 funds for that purpose, the state board shall make available to the  
13 public via the Internet a summary of the results obtained from  
14 ~~storm-water~~ *stormwater* monitoring conducted in accordance with  
15 this section.